

**REMARKS**

The title was objected to. By this amendment, a new title more descriptive of the invention is provided.

Claims 29 and 30 were objected to; and claims 28-32 were rejected under 35 USC 112. Claims 28-32 are amended to overcome the Examiner's objection and to improve the form of these claims.

Claims 28-31 were rejected on the ground of double patenting in view of the claims of great-great-grandparent U.S. Patent 6,075,761 and claims 31 and 32 were rejected on the ground of double patenting in view of the claims of grandparent U.S. Patent 6,469,967.

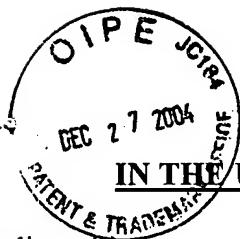
To overcome these double patenting rejections, applicants submit herewith a Terminal Disclaimer together with the disclaimer fee and the usual Statement under 37 CFR 3.73 (b). Accordingly, it is submitted that this application now is in condition for allowance. The issuance of the Notice of Allowance is respectfully solicited.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

Respectfully submitted,  
FROMMER LAWRENCE & HAUG  
LLP

By:

  
William S. Frommer  
Reg. No. 25,506  
(212) 588-0800



PATENT  
450101-03749.3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : YOSHIYUKI AKIYAMA

Serial No. : 10/665,762

For : OPTICAL RECORDING MEDIUM, METHOD FOR RECORDING/REPRODUCING THE OPTICAL RECORDING MEDIUM AND APPARATUS FOR RECORDING/REPRODUCING THE OPTICAL RECORDING MEDIUM

Filed : September 17, 2003

Examiner : Peter Vincent Agustin

Art Unit : 2652

745 Fifth Avenue  
New York, NY 10151

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 23, 2004.

William S. Frommer, Reg. No. 25,506

(Name of Applicant, Assignee or Registered Representative)

Signature

December 23, 2004

Date of Signature

**STATEMENT UNDER 37 CFR 3.73 (b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned attorney of record, empowered to sign this Statement on behalf of the assignees, states that Sony Corporation, a corporation of Japan, Pioneer Electronic Corporation, a corporation of Japan, and Pioneer Display Products Corporation, a corporation of Japan, are the joint assignees of 100 % of the entire right, title and interest in the patent

application identified above by virtue of an assignment from the inventors of great-great-grandparent application serial number 08/825,890, of which the above-identified application is a division of a division of a division of a continuation of said 08/825,890. The assignment was recorded in the Patent and Trademark Office on October 14, 1997 at Reel 8757, Frame 0415. The name of Pioneer Video Corporation, one of the original joint assignees, was changed to Pioneer Display Products Corporation by virtue of the document recorded on September 8, 2003 at Reel 014463, Frame 0275.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in the assignees identified above.

Respectfully submitted,  
FROMMER LAWRENCE & HAUG LLP

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